



Norman H. Bangarter
Governor

Dee C. Hansen
Executive Director

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Division Director

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

August 16, 1988

TO: Board of Oil, Gas and Mining

THRU: Kenneth E. May, Associate Director, Mining *KEM*

THRU: Lowell P. Braxton, Administrator

FROM: Holland Shepherd, Reclamation Soils Specialist *HWS*

RE: Request for Board Tentative Approval of Form and Amount of Surety, for the Transfer of Atlas Minerals' mines Dunn and Standard I to W.K. Enterprises, M/037/017 and M/037/005, San Juan County, Utah

W.K. Enterprises, of Moab, is in the process of purchasing two mine sites from Atlas Minerals. Mr. Bob Shumway, of W.K. Enterprises has expressed his desire to expedite the permit transfer process. He is anxious to begin mining one of the sites (the Dunn) to meet a contract timetable.

Realizing that we do not, at this time, have our revised bonding forms in place, the operator was not able to provide these at this Board hearing. I would like to ask that the Board make a tentative approval of the form and amount of surety, so that, when we do get the forms signed and notarized by the operator, we need only obtain the Board Chairman's signature for final approval.

The information that has been made available, at this time, by the operator is attached (Notice of Intent transfer forms and bond certificate).

HWS/jb
Attachments
4/24

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

TRANSFER OF NOTICE OF INTENTION
LARGE MINING OPERATIONS

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1. (a) Notice of intention to be transferred (file number): ACT/037/005
(b) Name of mining operation: Standard #1 Mine
(c) Location of mining operation (county): San Juan County
(d) Name, telephone number and mailing address of the operator currently holding the notice of intention (transferor):
Atlas Minerals
743 Horizon Court, Suite 202
Grand Junction, CO 81506 (303) 243-5800
2. (a) Name, telephone number and mailing address of the operator acquiring the notice of intention (transferee):
W. K. Enterprises
3180 Spanish Valley Drive
Moab, UT 84532 (801) 259-7183
(b) Name, telephone number and address of the authorized representatives of the Transferee to whom any notices under the provisions of the Utah Mined Land Reclamation Act may be sent:
Bob Shumway
3180 Spanish Valley Drive
Moab, UT 84532 (801) 259-7183
3. (a) The total disturbed area identified in the approved notice of intention: 5 acres
(b) The actual number of acres disturbed by the operation through date of transfer: 4 acres
(c) Attach a legal description of above acreages as Appendix "A" and a map of suitable scale with actual disturbed areas clearly shown and identified.
4. This application must be accompanied by a fully executed and signed Reclamation Agreement (Form MR-RA).

CERTIFICATION OF APPROVAL

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

- (a) This transfer of notice of intention grants only the right to affect the lands described in Appendix "A".
- (b) The transferee has provided to the Division a fully executed and signed Reclamation Agreement (Form MR-RA). The surety shall be effective on the date of transfer.
- (c) The transferee, or such other person as required by UCA 1953, Title 40-8, has acquired legal right to mine for lands described in Appendix "A".

COMMENTS:

APPROVED:

(Signature)

Director, Division of Oil, Gas and Mining

Effective Date: _____

NOI No.: _____

APPROVED AS TO FORM:

(Signature)

Assistant Attorney General

FINAL SWORN STATEMENT OF TRANSFEREE

Bob Shumway being first duly sworn under oath,
depose and say that I am General Partner
(officer or agent)
of W. K. Enterprises; and that I am duly authorized to
(operator)
execute and deliver the foregoing obligations; that I have read the
application and fully understand the contents thereof; that all statements
contained in the transfer application are true and correct to the best of my
knowledge and belief. By execution of this statement, the Transferee agrees
to be bound by the terms and conditions of Notice of Intention
No. ACT/037/005, the Utah Mined Land Reclamation Act, and the Rules and
Regulations promulgated thereunder.

Bob Shumway
Signature
Bob Shumway
Name (Typed or Print)
General Partner
Title

Subscribed and sworn before me this 16th day of August, 1988.

Patricia H. Holbrook
Notary Public

My commission Expires:

3/28, 1992.

State of Utah)
County of GRAND) ss.
)

SWORN STATEMENT OF TRANSFEROR

I, Robert T. Exby being first duly sworn under oath,
deposes and says that I am Vice President, Finance
(officer or agent)
of Atlas Minerals, a Division
of Atlas Corporation; and that I am duly authorized to
(operator)
execute and deliver the foregoing obligations; that I have read the said
application and fully know the contents thereof; that all statements contained
in the transfer application are true and correct to the best of my knowledge
and belief. By execution of this statement I certify that the Transferor is
in full compliance with the Utah Mined Land Reclamation Act, the Rules and
Regulations promulgated thereunder, and the terms and conditions of Notice of
Intention No. ACT/037/005.

Robert T. Exby
Signature
Robert T. Exby
Name (Typed or Print)
Vice President, Finance
Title

Subscribed and sworn before me this 28 day of July, 1988.

Anne B. Nichols
Notary Public

My commission Expires:

September 23, 1989.

State of Colorado)
County of Mesa) ss.

APPENDIX A

STANDARD 1

LEGAL DESCRIPTION

Section(s) 11

Township(s) 30S

Range(s) 24E

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

TRANSFER OF NOTICE OF INTENTION
LARGE MINING OPERATIONS

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1. (a) Notice of intention to be transferred (file number): ACT/037/017
(b) Name of mining operation: Dunn Mine
(c) Location of mining operation (county): San Juan County
(d) Name, telephone number and mailing address of the operator currently holding the notice of intention (transferor):
Atlas Minerals
743 Horizon Court, Suite 202
Grand Junction, CO 81506 (303) 243-5800
2. (a) Name, telephone number and mailing address of the operator acquiring the notice of intention (transferee):
W. K. Enterprises
3180 Spanish Valley Drive
Moab, UT 84532 (801) 259-7183
(b) Name, telephone number and address of the authorized representatives of the Transferee to whom any notices under the provisions of the Utah Mined Land Reclamation Act may be sent:
Bob Shumway
3180 Spanish Valley Drive
Moab, UT 84532 (801) 259-7183
3. (a) The total disturbed area identified in the approved notice of intention: 34.8 acres
(b) The actual number of acres disturbed by the operation through date of transfer: 3 Acres
(c) Attach a legal description of above acreages as Appendix "A" and a map of suitable scale with actual disturbed areas clearly shown and identified.
4. This application must be accompanied by a fully executed and signed Reclamation Agreement (Form MR-RA).

FINAL SWORN STATEMENT OF TRANSFeree

Bob Shumway being first duly sworn under oath,
depose and say that I am General Partner
(officer or agent)
of W. K. Enterprises; and that I am duly authorized to
(operator)
execute and deliver the foregoing obligations; that I have read the
application and fully understand the contents thereof; that all statements
contained in the transfer application are true and correct to the best of my
knowledge and belief. By execution of this statement, the Transferee agrees
to be bound by the terms and conditions of Notice of Intention
No. ACT/037/017, the Utah Mined Land Reclamation Act, and the Rules and
Regulations promulgated thereunder.

Bob Shumway
Signature
Bob Shumway
Name (Typed or Print)
General Partner
Title

Subscribed and sworn before me this 16th day of August, 1988.

Patricia H. Holcomb
Notary Public

My commission Expires:

3/28, 1992.

State of Utah)
County of Sevier) ss.

CERTIFICATION OF APPROVAL

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

- (a) This transfer of notice of intention grants only the right to affect the lands described in Appendix "A".
- (b) The transferee has provided to the Division a fully executed and signed Reclamation Agreement (Form MR-RA). The surety shall be effective on the date of transfer.
- (c) The transferee, or such other person as required by UCA 1953, Title 40-8, has acquired legal right to mine for lands described in Appendix "A".

COMMENTS:

APPROVED:

(Signature)

Director, Division of Oil, Gas and Mining

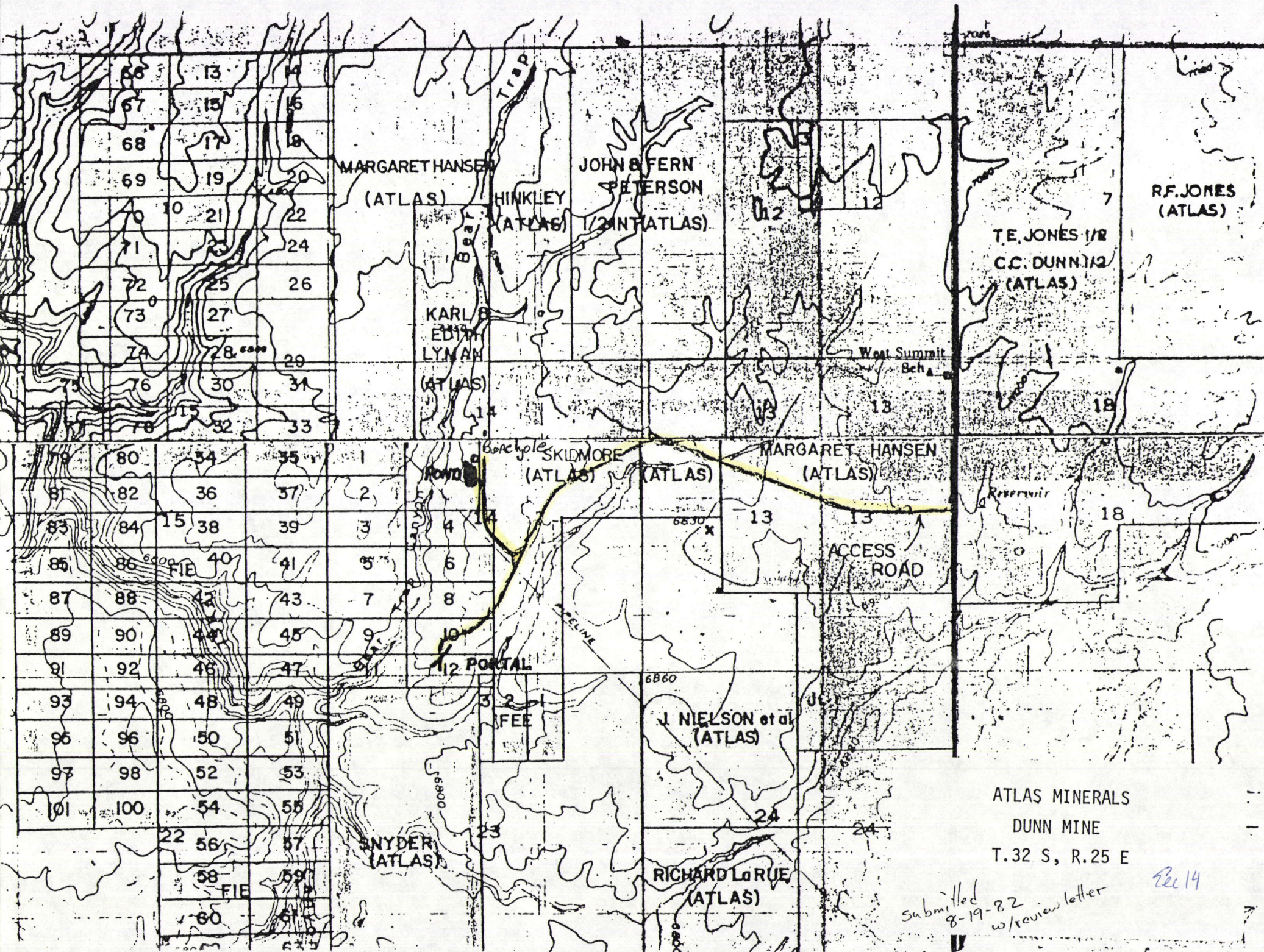
Effective Date: _____

NOI No.: _____

APPROVED AS TO FORM:

(Signature)

Assistant Attorney General



APPENDIX A

Dunn Mine

LEGAL DESCRIPTION

Section(s) 14	Township(s) 32S	Range(s) 25E
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Bond Certificate
Forms or Attachments not yet
available

8-16-88